

1 NAVI DHILLON (SBN 279537)
navidhillon@paulhastings.com
2 DEBORAH SCHMALL (SBN 112052)
deborahschmall@paulhastings.com
3 LUCAS GRUNBAUM (SBN 314180)
lucasgrunbaum@paulhastings.com
4 PAUL HASTINGS LLP
101 California Street, 48th Floor
5 San Francisco, California 94111
Telephone: (415) 856-7000
6 Fax: (415) 856-7100

7 Attorneys for Defendant
PACIFIC BELL TELEPHONE COMPANY
8

9 UNITED STATES DISTRICT COURT
10 EASTERN DISTRICT OF CALIFORNIA
11

12 CALIFORNIA SPORTFISHING
13 PROTECTION ALLIANCE,

14 Plaintiff,

15 v.

16 PACIFIC BELL TELEPHONE COMPANY,

17 Defendant.
18
19
20
21
22
23
24
25
26
27
28

CASE NO. 2:21-cv-00073-JDP

**STIPULATION RE JOINT STATUS
UPDATE AND ~~PROPOSED~~ ORDER
EXTENDING DEADLINES UNDER
CONSENT DECREE**

1 Having met and conferred, the undersigned parties stipulate as follows:

2 WHEREAS, on November 5, 2021, the Court entered the Amended Consent Decree
3 (Consent Decree) (ECF No. 22) in this action;

4 WHEREAS, the Consent Decree calls for the removal and disposal of certain submerged
5 cables (Cables) in Lake Tahoe and such activities require approvals from certain public agencies
6 (Approvals);

7 WHEREAS, the Consent Decree provided Defendant with an initial six months to secure
8 the Approvals, allowed the parties to mutually agree to extend that deadline by up to six months,
9 and allowed the Court to further extend the deadline as needed;

10 WHEREAS, on January 24, 2023, and at the parties' request, the Court extended the
11 deadline for Defendant to secure the Approvals under the Consent Decree to April 28, 2023, and
12 ordered the parties to submit a joint status report regarding the status of the approvals by no later
13 than April 17, 2023;

14 WHEREAS, Defendant has been diligently pursuing those Approvals and has submitted all
15 necessary applications and supporting materials;

16 WHEREAS, as of this writing Defendant has obtained all needed Approvals except for a
17 Temporary Special Use Permit from the U.S. Forest Service, and Defendant has provided Plaintiff
18 with notice of the Approvals received to date;

19 WHEREAS, on April 12, 2023, the U.S. Forest Service notified Defendant's representatives
20 the agency expects to issue the requested Temporary Special Use Permit on or before April 21,
21 2023;

22 WHEREAS, Defendant shall promptly notify Plaintiff when it receives the requested
23 Temporary Special Use Permit, and shall notify Plaintiff when removal of the Cables will begin
24 following receipt of that Approval; and,

25 WHEREAS, in an abundance of caution and in order to avoid unnecessarily burdening the
26 Court in the event all Approvals are not received despite recent correspondence from the issuing
27 agencies, the parties agree to extend the deadline for Defendant to secure the Approvals by 45 days
28 to June 12, 2023.

1 NOW, THEREFORE, the parties respectfully and jointly ask that the Court enter an order
2 extending the deadlines for securing the Approvals and providing notice of the same to June 12,
3 2023. A proposed order follows the parties' signature blocks.

4 Respectfully submitted,

5 DATED: April 17, 2023

PAUL HASTINGS LLP

7
8 By: /s/ Navi S. Dhillon
NAVI S. DHILLON

9 Attorneys for Defendant
10 PACIFIC BELL TELEPHONE COMPANY

11 DATED: April 17, 2023

LAW OFFICES OF ANDREW L. PACKARD

13 By: /s/ Andrew L. Packard
14 ANDREW L. PACKARD

15 Attorneys for Plaintiff
16 CALIFORNIA SPORTFISHING
PROTECTION ALLIANCE

17 The filer of this document attests that all signatories listed above have concurred in the
18 filing of this document.


~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, the deadline under the Amended Consent Decree (ECF No. 22) for Defendant to provide Plaintiff with notice that it has secured the Approvals is extended to June 12, 2023.

The parties shall submit a joint status report regarding the status of the Approvals by no later than May 19, 2023.

IT IS SO ORDERED.

Dated: April 23, 2023


JEREMY D. PETERSON
UNITED STATES MAGISTRATE JUDGE